UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

UNITED STATES OF AMERICA, Plaintiff, v. GUOQING CAO, SHUYU LI, Defendants.	)	CAUSE NO. 1:13-cr-150-WTL-TAB

STIPULATED ORDER PURSUANT TO FEDERAL RULE OF EVIDENCE 502(b) and (d)

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America ("the government"), Defendant GUOQING CAO, Defendant SHUYU LI, (collectively, "Defendants") and Eli Lilly and Company ("Lilly"), subject to the approval of the Court and pursuant to Federal Rule of Evidence 502(b) and (d), that:

1. The government is obliged to make various discovery materials available to the Defendants pursuant to Fed. R. Crim. P. 16(a) and 26.2, 18 U.S.C. § 3500, and the progeny of the *Brady* and *Giglio* decisions. The Defendants in turn are obliged to make various discovery materials available to the government pursuant to Fed. R. Crim. P. 16(b) and 26.2. Such disclosures, to include the original disclosure of the same by Lilly to the government, are hereby ordered by the Court, pursuant to Fed. R. Evid. 502(d), and shall not be deemed a voluntary and knowing waiver of any privilege believed by Eli Lilly, as to government-produced materials, or any defendant, as to defense-produced materials, in good faith and in accordance with prevailing law to attach to any such materials.

2. In making its required production of any discovery materials which originated with Eli Lilly, the government may inadvertently or be required to produce materials as to which Lilly may in good faith and in accordance with prevailing law believe are privileged and subject to being withheld from disclosure by the government altogether. Further, in making its required production of any discovery materials, the defense may inadvertently produce materials as to which any defendant may in good faith and in accordance with prevailing law believe are privileged and subject to being withheld from disclosure by the defense altogether. As to any such materials, the provisions of Fed. R. Evid. 502(b) and (d) apply.

So stipulated.

Dated: February 4, 2014

The undersigned have read, understand, and agree to be bound by all of the provisions of the Stipulated Order.

JOSEPH H. HOGSETT
United States Attorney

/s/ *Cynthia J. Ridgeway*
CYNTHIA J. RIDGEWAY
Assistant United States Attorney
=

/s/ *Scott C. Newman*
SCOTT C. NEWMAN
Attorney for Defendant Shuyu Li, a/k/a "Dan"

/s/ *David J. Hensel*
DAVID J. HENSEL
Attorney for Defendant Guoqing Cao

/s/ *Alain Leibman*
ALAIN LEIBMAN
Attorney for Defendant Guoqing Cao

/s/ *Matthew Adams*
MATTHEW ADAMS
Attorney for Defendant Guoqing Cao

/s/ *William Barkimer*
WILLIAM BARKIMER
Attorney for Defendant Guoqing Cao

SO ADOPTED and ORDERED.

This ______ day of February, 2014.

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WILLIAM T. LAWRENCE
United States District Court Judge
Southern District of Indiana